IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

VICTOR ORTEGA, Plaintiff))
V•	CIVIL ACTION NO
HUGH C. CLARK, ESQ., AND CLARK & McGILL Defendants	(JURY TRIAL DEMANDED)

STATEMENT OF URISDICTION

The amount in controversy, without interest and costs exceeds the sum or value specified by 28 U.S.C.A.§1332.

This action arises under the contract law (Quantum Meruit).

PLAINTIFF

Plaintiff Victor Ortega, is a citizen of the Commonwealth of Pennsylvania, who at all times mentioned in this complaint

reside at 8831 Gap Newport Pike, Avondale, Pa. 19311, with a temporarily legal address in the F.C.I. Fort Dix, Post Office Box 2000, Fort Dix, New Jersey 08640.

DEFENDANTS

Defendants Hugh C. Clark, Esq., and Clark & McGill are citizens of the Commonwealth of Pennsylvania, with his (their) principal place of business at Two Penn Center, 2nd Floor, Philadelphia, Pennsylvania 19103.

STATEMENT OF FACITS

In October of 2006, plaintiff Victor Ortega has retained the legal services of the firm of Clark & McGill and/or Hugh C. Clark, Esq., of the Two Penn Center, 2rd Floor, Philadelphia, Pennsylvania 19103, to represent him in the matter of United States of America versus Victor Ortega, No.06-cr-582-02, for an advance payment fees of Twenty thousands (\$20,000.00) dollars.

Thereof, plaintiff retained the same firm to represent his nephew Rolando Marte in the same criminal case for an advance payment fees of Fifteen Thousands (\$15,000.00) dollars. See copies of the checks payments issued on October 23,30, 2006, November 29,30, 2006, and December 11,15, 2006, attached as exhibits "A"; "B"; and "C". However, the firm of Hugh C. Clark, Esq., and/or Clark & McGill, retained the legal services of Jerald Ingran, Esq., of the 315 Walnut Street, Suite 800, Philadelphia, PA 19102, to represent plaintiff's nephew Rolando Marte in the above matter.

Thereafter, four court's appearances and about eight visited at the Federal Detention Center, plaintiff terminated and/or discharged the above firm(s) of its/their duty and service and appointed another firms to represent them (plaintiff and his nephew Rolando Marte) in the above criminal matter.

Since the dismissal of the above, plaintiff has unsuccessfully attempted to communicate with the firm of Hugh C. Clark, Esq.

and/or Clark & McGill, for the refund/return of the unearned money while he/they was/were hired to handle plaintiff and Rolando Marte criminal case all the way up to trial, but he/they was/were discharged of his/their duty and service shortly after the above court's appearances.

LEGAL CLAIMS

The Pennsylvania Supreme Court have recognized that an attorney with a contract to perform a specific service for a specific fee who is discharged may recover a proper amount for his services as a Quantum Meruit basis.

The advance payment retainer and security retainer arrangements are subject to a lawyer's duty to refund to a client of any unearned fees. Accordingly, the firm of Hugh C. Clark, Esq., and/or Clark & McGill has a rights to compensation for the services rendered prior to his/their termination only.

DEMAND FOR JUDGMENT

Therefore, plaintiff demands that:

- 1. That the court entered a judgment against the defendants for Twenty Five Thousands (\$25,000.00) dollars.
- 2. That the defendants pay plaintiff interest, costs, and reasonable legal fees; and
 - 3. That the plaintiff be awarded any other just relief.

Victor Ortega ID#60706-066

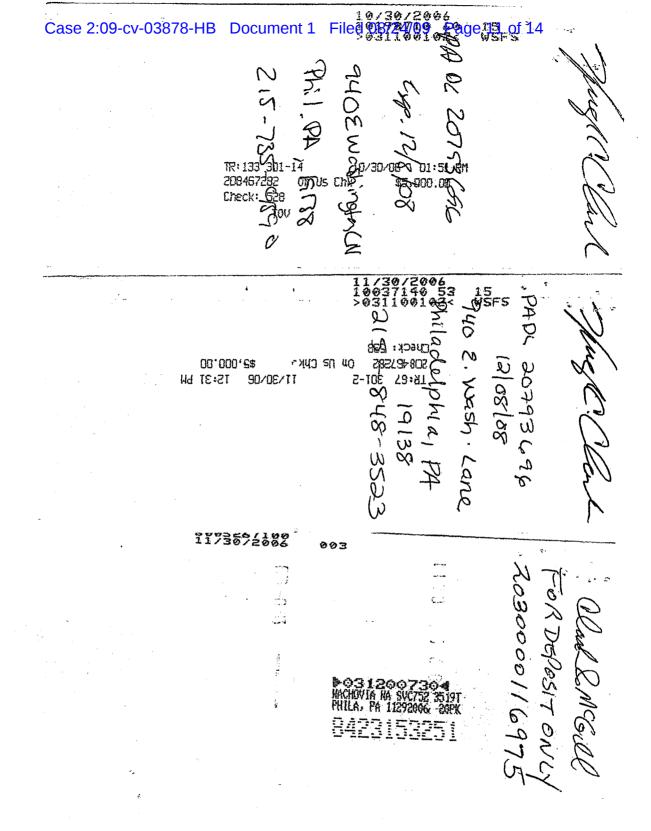
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(July 23, 2009)

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